

NOV 23 2005

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## FACSIMILE TRANSMITTAL SHEET

<b>TO:</b> Mail Stop ISSUE FEE Commissioner for Patents	<b>FROM:</b> Jon O. Nelson
<b>COMPANY:</b> U.S. Patent Office	<b>DATE:</b> November 23, 2005
<b>FAX NUMBER:</b> 571-273-8300	<b>TOTAL NO. OF PAGES:</b> 12
<b>RE:</b> Serial No. 10/728,405 Filed: February 12, 2004	<b>OUR REFERENCE NO.:</b> 04017.00066
<i>If you do not receive all page(s) or have any problems receiving this transmission, please call:</i>	
<b>NAME:</b> Kathy Rodak	<b>PHONE:</b> (312) 463-5548
<b>COMMENTS:</b>	

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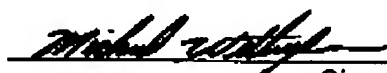
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Supplemental Information Disclosure Statement

PTO/SB08A and 08B

Copy of International Search Report

Serial No. 10/728,405

Filed: February 12, 2004

Attorney Docket No. 04017.00066

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P 058/21 (09-04)


OMB 0651-0031

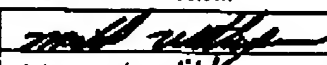
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/728,405
	Filing Date	February 12, 2004
	First Named Inventor	Nathaniel S. Fox
	Art Unit	3673
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	04017.00066

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO SB/08a and 08b; Copy of International Search Report Return Receipt Postcard; Certificate of Mailing by Express Mail
<b>Remarks</b> The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0733. A duplicate copy of this sheet is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Jon O. Nelson		
Date	November 23, 2005	Reg. No.	24,566

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Typed or printed name	Michael Witkowski	Date	November 23, 2005

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10728,405
	Filing Date	February 12, 2004
	First Named Inventor	Nathaniel S. Fox
	Art Unit	3673
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	04017.00068

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<b>Remarks</b> The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0733. A duplicate copy of this sheet is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Jon O. Nelson		
Date	November 23, 2005	Reg. No.	24,566

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Typed or printed name	Michael Witherspoon	Date	November 23, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 04017.00066)

PATENT

In the Application of:

Nathaniel S. Fox

Serial No.: 10/728,405

Filed: February 12, 2004

For: Apparatus and Method for Building  
Support Piers From One or Successive  
Lifts Formed in a Soil Matrix

Group Art Unit: 3 573

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Sections 1.97 and 1.98, the Applicant wishes to make the following references of record in the above-identified application as a result of the International Search Report (a copy of which is enclosed), in the corresponding PCT patent application No. PCT/US04/33465.

This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. A copy of the search report cited and listed is enclosed.

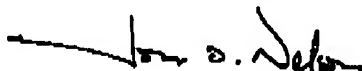
In accordance with MPEP §§ 609 and 707.05(b), it is requested that the documents cited be given thorough consideration and that they be cited of record in the prosecution history of the

present application by initialing by the Examiner on Forms-PTO/SB/08A and 08B, so that they will appear on the face of the patent issuing on the present application.

The present disclosure statement is being submitted on compliance with 37 C.F.R. §1.56 as an Examiner might consider the cited documents important in deciding whether to allow the application to issue as a patent, but the citation of such documents is not to be construed as an admission that such documents are necessarily relevant or prior art. No representative is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner in the normal course of examination, will make an independent search and will determine the best prior art, and in the course of such search, will review for relevance the documents cited on the attached form even if not initialed.

Applicant believes no fees are due. However, the Commissioner is authorized to charge any fees that may be due to our Deposit Account No. 19-0733.

Respectfully submitted,  
BANNER & WITCOFF, LTD.



Date: November 23, 2005

Jon O. Nelson, Reg. No. 24,566  
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Substitute for form 1448A/PTO		Complete if Known			
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	10/728,405		
		Filing Date	February 12, 2004		
		First Named Inventor	Nathaniel S. Fox		
		Art Unit	3673		
		Examiner Name			
Sheet	1	of	2	Attorney Docket Number	04017.00066

U.S. PATENT DOCUMENTS						
Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Paragraphs or Relevant Figures Appear	Where Relevant Material
		Number - Kind Code <sup>2</sup> (if known)				
		US- 1,477,567	12/18/1923	Lancaster		
		US- 3,270,511	09/06/1966	Colle		
		US- 3,,772,892	11/20/1973	Ogawa		
		US- 3,869,869	03/11/1975	Pao Chen		
		US- 5,152,639	10/06/1992	Visconti		
		US- 6,540,443	04/01/2003	Kato et al.		
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FOREIGN PATENT DOCUMENTS						
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		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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